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JUL 11 2008

TECHNICAL SUPPORT

ORDINANCE NO. 2008-11

ADA COUNTY RECORDER J. DAVID NAVARRO
BOISE IDAHO 07/08/08 02:57 PM
DEPUTY Bonnie Oberbillig
RECORDED - REQUEST OF
Kuna City

AMOUNT .00

4



AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY, LOCATED AT 1500 N. LINDER, PARCEL NO. R8048220010, SITUATED IN THE UNINCORPORATED AREA OF ADA COUNTY, IDAHO, AND CONTIGUOUS TO THE CORPORATE LIMITS OF THE CITY OF KUNA, TO THE CITY OF KUNA, IDAHO; ESTABLISHING THE ZONING CLASSIFICATION OF SAID REAL PROPERTY; DIRECTING THAT COPIES OF THIS ORDINANCE BE FILED AS PROVIDED BY LAW; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Kuna, Idaho is a municipal corporation organized and operating under the laws of the State of Idaho and is authorized to annex to and incorporate within the boundaries of the City contiguous real property in the manner provided by Section 50-222, Idaho Code; and

WHEREAS, Rebecca & Bradley Abbott, 1500 N. Linder, Kuna, ID, owners of the parcel of real property situate in the unincorporated area of Ada County and particularly described in Section 2 of this ordinance has requested, in writing, annexation of said real property to the City of Kuna; and

WHEREAS, the Planning and Zoning Commission of the City, pursuant to public notice as required by law, held a public hearing on April 29, 2008, as required by Section 67-6525, Idaho Code, where it was recommended to the Mayor and Council that the annexation and zoning request be approved with a zoning classification of C-2; and

WHEREAS, the Kuna City Council, pursuant to public notice as required by law, held a public hearing on June 3, 2008 on the proposed annexation and zoning for the real property described in Section 2 below, as required by Section 67-6525, Idaho Code, made findings and determined that the requested annexation should be subject to a Development Agreement. A public hearing was held June 3, 2008 on the proposed Development Agreement, as required by Section 67-6525, Idaho Code and made findings and determined that the requested annexation should be granted with the zoning classification of C-2 (Medium Commercial) and be subject to the Development Agreement; and

WHEREAS, the zoning classification of C-2 (Medium Commercial) is appropriate to meet the requirements of the Kuna City Code and should be granted,

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF KUNA, IDAHO, as follows:

Section 1: The Kuna City Council hereby finds and declares that the real property described below is contiguous to the City, that said property can be reasonably assumed to be used for the orderly development of the City, and that the owners of said property have requested, in writing, annexation thereof to the City.

Section 2: The real property, all situated in Ada County, Idaho, adjacent and contiguous to the City, commonly known as 1500 N. Linder, Parcel No. R8048220010 and more particularly described in "Exhibit A"- Legal Description and "Exhibit B"- Site Map, attached hereto and incorporated herein by reference as if fully set forth below, is annexed to and incorporated in the incorporated territorial limits of the City of Kuna, Idaho.

Section 3: From and after the effective date of this Ordinance, all property and persons within the boundaries and territory described above shall be subject to all ordinances, resolutions, police regulations, taxation, and other powers of the City of Kuna.

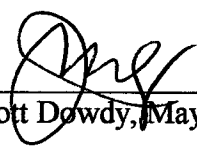
Section 4: The zoning land use classification of the land described in Section 2 above is hereby established as C-2, Medium Commercial, as provided by the Zoning Ordinance of the City. The Zoning Map of the City is hereby amended to include the real property described in Section 2 above in the C-2 zoning land use classifications.

Section 5: The City Clerk is hereby directed to file, within ten (10) days of passage and approval of this Ordinance, a certified copy of this Ordinance with the offices of the Auditor, Treasurer, and Assessor of Ada County, Idaho, and with the Idaho State Tax commission, Boise, Idaho, as required by Section 50-223, Idaho Code, and to comply with the provisions of Section 63-215, Idaho Code, with regard to the preparation and filing of a map and legal description of the real property annexed by this Ordinance.

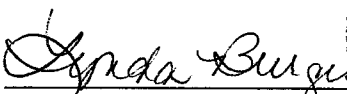
Section 6: This Ordinance shall take effect and be in force from and after its passage, approval, and publication as required by law. In lieu of publication of the entire ordinance, a summary thereof in compliance with Section 50-901A, Idaho Code, may be published.

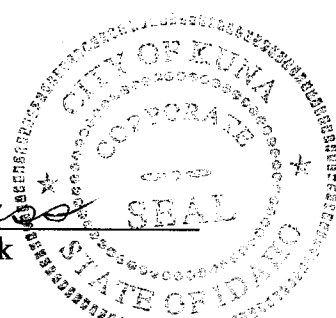
DATED this 15th day of July, 2008.

CITY OF KUNA
Ada County, Idaho


J. Scott Dowdy, Mayor

ATTEST:


Lynda Burgess, City Clerk



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EXHIBIT B

DEER FLAT

LINDER

POPLIN

GINGHAM

LINMAR

WHITE

CHALMERS

JOHN DEERE

CHESHIRE

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EXHIBIT A

The Northwest quarter of the Southeast quarter of Section 24, Township 2 North, Range 1 West, Boise Meridian, Ada County, Idaho.

EXCEPTING THEREFROM:

A parcel of land located in the Northwest quarter of the Southeast quarter of Section 24, Township 2 North, Range 1 West, Boise Meridian, Ada County, Idaho, more particularly described as follows:

Commencing at the East quarter section corner of said Section 24, Township 2 North, Range 1 West; thence

North 89 degrees 02'17" West, 2620.82 feet (formerly described as 2620.97 feet) on the East-West mid-section line of said Section 24, to the center quarter section corner of said Section 24, said point being the REAL POINT OF BEGINNING; thence

South 89 degrees 02'17" East, 532.01 feet on said East-West mid-section line; thence

South 00 degree 57'43" West, 100.00 feet; thence

South 89 degrees 02'18" East, 15.01 feet; thence

South 00 degrees 57'43" West, 150.15 feet; thence

South 89 degrees 02'17" East, 30.00 feet; thence

South 00 degrees 57'43" West 64.00 feet; thence

South 04 degrees 32'16" East, 56.67 feet; thence

South 56 degrees 14'43" East, 171.30 feet; thence

South 33 degrees 37'12" East, 102.06 feet; thence

South 22 degrees 14'21" East, 99.75 feet; thence

South 16 degrees 09'43" East, 151.09 feet; thence

South 73 degrees 50'17" West, 100.00 feet; thence

South 16 degrees 09'43" East, 29.88 feet to a point of curve; thence 21.85 feet along the arc of a curve to the left, said curve having a radius of 50.00 feet, a central angle of 25 degrees 02'10" and a chord distance of 21.67 feet which bears

South 28 degrees 40'48" East; thence

South 48 degrees 48'07" West, 50.00 feet; thence

South 31 degrees 51'39" West, 115.10 feet; thence

South 28 degrees 45'43" West, 112.87 feet; thence

South 00 degrees 45'11" West, 234.47 feet to a point on the Southerly boundary line of said

Northwest quarter of the Southeast quarter of Section 24; thence

North 89 degrees 14'49" West, 644.08 feet on the Southerly boundary line of said Northwest quarter of the Southeast quarter, to the Southwest corner of said Northwest quarter of the Southeast quarter; thence

North 00 degrees 57'30" East, 1329.26 feet on the North-South mid-section line of said Section 24 to the REAL POINT OF BEGINNING.

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CITY OF KUNA
P. O. BOX 13
KUNA ID 83634

Telephone (208) 922-5546 Fax (208) 922-5989 E-mail: Lynda@cityofkuna.com
www.cityofkuna.com

July 9, 2008

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Idaho State Tax Commission
Attn: Jeff Servatius
800 Park Blvd., Plaza IV
Boise, ID 83722

TECHNICAL SUPPORT

Dear Mr. Servatius:

Transmitted herewith is a copy of City of Kuna Ordinance Nos. 2008-11, -12, -13A, -16 and -17 annexing certain real property. Please record these changes in your records.

If you have any questions or need any additional information, please call me at 922-5546. Thank you for your help.

Sincerely,

Lynda Burgess, MMC
City Clerk

Enclosures (5)